

## NOTICES OF RULEMAKING DOCKET OPENINGS

The Administrative Procedure Act (APA) requires the publication of Notices of Rulemaking Docket Opening whenever an agency opens a rulemaking docket to consider rulemaking. Under the APA effective January 1, 1995, agencies must submit a Notice of Rulemaking Docket Opening before beginning the formal rulemaking process.

### NOTICE OF RULEMAKING DOCKET OPENING

#### DEPARTMENT OF AGRICULTURE - ANIMAL SERVICES DIVISION

1. **Title and its heading:** 3, Agriculture  
**Chapter and its heading:** 2, Animal Services Division  
**Article and its heading:** 1, General Provisions  
**Section numbers:** R3-2-102
2. **The subject matter of the proposed rule:**  
This rule establishes time-frames for licenses granted by the Animal Services Division of the Arizona Department of Agriculture.
3. **A citation to all published notices relating to the proceeding:**  
None.
4. **The name and address of agency personnel with whom persons may communicate regarding the rule:**  
Name: Shirley Conrad, Rules Specialist  
Address: Arizona Department of Agriculture  
1688 West Adams, Room 124  
Phoenix, Arizona 85007  
  
Telephone: (602) 542-0962  
Fax: (602) 542-5420
5. **The time during which the agency will accept written comments and the time and place where oral comments may be made:**  
Written comments will be accepted between 8 a.m. to 5 p.m., Monday through Friday, at the location listed in question #4. Oral comments will be heard between 8 a.m. to 4 p.m., Monday through Friday, at the location listed in question #4.
6. **A timetable for agency decisions or other action on the proceeding, if known:**  
Unknown.

### NOTICE OF RULEMAKING DOCKET OPENING

#### DEPARTMENT OF AGRICULTURE - ENVIRONMENTAL SERVICES DIVISION

1. **Title and its heading:** 3, Agriculture  
**Chapter and its heading:** 3, Environmental Services Division  
**Article and its heading:** 1, General Provisions  
**Section numbers:** R3-3-102
2. **The subject matter of the proposed rule:**  
This rule establishes time-frames for licenses granted by the Environmental Services Division of the Arizona Department of Agriculture.
3. **A citation to all published notices relating to the proceeding:**  
None.
4. **The name and address of agency personnel with whom persons may communicate regarding the rule:**  
Name: Shirley Conrad, Rules Specialist  
Address: Arizona Department of Agriculture  
1688 West Adams, Room 124  
Phoenix, Arizona 85007  
  
Telephone: (602) 542-0962  
Fax: (602) 542-5420

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5. The time during which the agency will accept written comments and the time and place where oral comments may be made:  
Written comments will be accepted between 8 a.m. to 5 p.m., Monday through Friday, at the location listed in question #4. Oral comments will be heard between 8 a.m. to 4 p.m., Monday through Friday, at the location listed in question #4.
6. A timetable for agency decisions or other action on the proceeding, if known:  
Unknown.

**NOTICE OF RULEMAKING DOCKET OPENING**

**DEPARTMENT OF AGRICULTURE - PLANT SERVICES DIVISION**

1. Title and its heading: 3, Agriculture  
Chapter and its heading: 4, Plant Services Division  
Article and its heading: 1, General Provisions  
Section numbers: R3-4-102
2. The subject matter of the proposed rule:  
This rule establishes time-frames for licenses granted by the Plant Services Division of the Arizona Department of Agriculture.
3. A citation to all published notices relating to the proceeding:  
None.
4. The name and address of agency personnel with whom persons may communicate regarding the rule:  
Name: Shirley Conrad, Rules Specialist  
Address: Arizona Department of Agriculture  
1688 West Adams, Room 124  
Phoenix, Arizona 85007  
  
Telephone: (602) 542-0962  
Fax: (602) 542-5420
5. The time during which the agency will accept written comments and the time and place where oral comments may be made:  
Written comments will be accepted between 8 a.m. to 5 p.m., Monday through Friday, at the location listed in question #4. Oral comments will be heard between 8 a.m. to 4 p.m., Monday through Friday, at the location listed in question #4.
6. A timetable for agency decisions or other action on the proceeding, if known:  
Unknown.

**NOTICE OF RULEMAKING DOCKET OPENING**

**BOARD OF PHARMACY**

1. Title and its heading: 4, Professions and Occupations  
Chapter and its heading: 23, Board of Pharmacy  
Article and its heading: Article 1, Administration  
Article 4, Professional Practices  
Section numbers: R4-23-110 and R4-23-415
2. The subject matter of the proposed rule:  
The rulemaking fulfills the statutory mandate in A.R.S. § 32-1904(A)(8) that requires the Board to adopt rules for the rehabilitation of pharmacists and pharmacy interns.
3. A citation to all published notices relating to the proceeding:  
None.
4. The name and address of agency personnel with whom persons may communicate regarding the rule:  
Name: Dean Wright, Compliance Officer  
Address: Arizona Board of Pharmacy  
5060 North 19th Avenue, Suite 101  
Phoenix, Arizona 85015  
  
Telephone: (602) 255-5125, Ext. 131  
Facsimile: (602) 255-5740
5. The time during which the agency will accept written comments and the time and place where oral comments may be made:

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5. The time during which the agency will accept written comments and the time and place where oral comments may be made:  
The Board will accept written comments Monday through Friday, 8 a.m. to 5 p.m.
6. A timetable for agency decisions or other action on the proceeding, if known:  
None.

**NOTICE OF RULEMAKING DOCKET OPENING**

**BOARD OF HOMEOPATHIC MEDICAL EXAMINERS**

1. Title and its heading: 4, Professions and Occupations  
Chapter and its heading: 38, Board of Homeopathic Medical Examiners  
Article and its heading: 4, Application Process  
Section numbers: R4-38-401 through R4-38-403 (Section numbers may be added, deleted, or modified during this rulemaking to address the subject matter in question #2)
2. The subject matter of the proposed rule:  
The Board is adding this new Article that defines terms used in the Article and establishes time-frames for the processing of initial and renewal applications for licensure under this Chapter.
3. A citation to all published notices relating to the proceeding:  
None.
4. The name and address of agency personnel with whom persons may communicate regarding the rule:  
Name: Jean Ellzey  
Address: Board of Homeopathic Medical Examiners  
1400 West Washington, Room 230  
Phoenix, Arizona 85007  
  
Telephone: (602) 542-3095  
Fax: (602) 542-3093
5. The time during which the agency will accept written comments and the time and place where oral comments may be made:  
Written comments will be accepted between 8 a.m. to 5 p.m., Monday through Friday, at the location listed in question #4, until the close of record. Oral comments will be heard at the oral proceedings. No date has been selected for the close of record and no oral proceedings have been scheduled at this time.
6. A timetable for agency decisions or other action on the proceeding, if known:  
To be determined.

**NOTICE OF RULEMAKING DOCKET OPENING**

**OIL AND GAS CONSERVATION COMMISSION**

1. Title and its heading: 12, Natural Resources  
Chapter and its heading: 7, Oil and Gas Conservation Commission  
Article and its heading: 1, Oil, Gas, Helium, and Geothermal Resources  
Section numbers: R12-7-117, R12-7-121, and R12-7-125
2. The subject matter of the proposed rule:  
R12-7-117 specifies requirements for stimulating wells. R12-7-121 specifies completion and filing requirements for wells. R12-7-125 specifies requirements when drilling, testing, injection or production operations are suspended for 60 or more days.
3. A citation to all published notices relating to the proceeding:  
None.
4. The name and address of agency personnel with whom persons may communicate regarding the rule:  
Name: Steven L. Rauzi, Oil and Gas Program Administrator  
Address: Arizona Geological Survey  
416 West Congress, Suite 100  
Tucson, Arizona 85701-1315  
  
Telephone: (520) 770-3500  
Fax: (520) 770-3505

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5. The time during which the agency will accept written comments and the time and place where oral comments may be made:  
Written and oral comments will be accepted between 8 a.m. to 5 p.m., Monday through Friday, at the location listed in question #4.
6. A timetable for agency decisions or other action on the proceeding, if known:  
None.

**NOTICE OF RULEMAKING DOCKET OPENING**

**ARIZONA STATE LOTTERY COMMISSION**

1. Title and its heading: 19, Alcohol, Horse and Dog Racing, Lottery, and Gaming  
Chapter and its heading: 3, Arizona State Lottery Commission  
Article and its heading: 4, On-line Games  
Section numbers: R19-3-403
2. The subject matter of the proposed rule:  
R19-3-403 sets forth provisions unique to the conduct of the Arizona Lottery's on-line 3-digit game. The provisions of this rule are necessary to implement the requirements of A.R.S. § 5-504(B) which have not been specified generically in Article 9. The unique provisions described in these rules are how to play PICK 3™, ticket characteristics, drawings, how to identify a winning ticket, ticket ownership and responsibilities, ticket validation requirements, procedures for claiming prizes, claim period, and disputes concerning a ticket.
3. A citation to all published notices relating to the proceeding:  
None.
4. The name and address of agency personnel with whom persons may communicate regarding the rule:  
Name: Geoffrey Gonsher, Executive Director  
Address: Arizona State Lottery  
4740 East University Drive  
Phoenix, Arizona 85034  
Telephone: (602) 921-4400  
Fax: (602) 921-4488
5. The time during which the agency will accept written comments and the time and place where oral comments may be made:  
Written comments will be accepted between 8 a.m. to 5 p.m., Monday through Friday (except state holidays), at the location listed in question #4. Oral comments will be accepted 8 a.m. to 4:30 p.m., Monday through Friday (except state holidays), at the location listed in question #4.
6. A timetable for agency decisions or other action on the proceeding, if known:  
Public hearing tentatively scheduled for March 20, 1998.

**NOTICE OF RULEMAKING DOCKET OPENING**

**DEPARTMENT OF INSURANCE**

1. Title and its heading: 20, Commerce, Banking and Insurance  
Chapter and its heading: 6, Department of Insurance  
Article and its heading: 11, Medicare Supplemental Insurance  
Section numbers: R20-6-1105, R20-6-1106, R20-6-1110, R20-6-1113, R20-6-1114, and Appendices B and F
2. The subject matter of the proposed rule:  
The revisions will make technical corrections pursuant to changes prescribed in the Health Insurance Portability and Accountability Act of 1996 (P.L. 104-191), Subtitle G., Section 271.
3. A citation to all published notices relating to the proceeding:  
Notice of Proposed Rulemaking: 4 A.A.R. 88, January 9, 1998
4. The name and address of agency personnel with whom persons may communicate regarding the rule:  
Name: Greg Harris  
Address: Department of Insurance  
2910 North 44th Street, Suite 210  
Phoenix, Arizona 85018

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Telephone: (602) 912-8456

Fax: (602) 912-8452

5. The time during which the agency will accept written comments and the time and place where oral comments may be made:  
Written comments will be accepted during regular business hours until the close of record at 5 p.m., March 26, 1998, at the location listed in question #4.
6. A timetable for agency decisions or other action on the proceeding, if known:  
The Department expects to adopt these rules by September 1998.

**NOTICE OF RULEMAKING DOCKET OPENING**

**DEPARTMENT OF INSURANCE**

1. Title and its heading: 20, Commerce, Banking and Insurance  
Chapter and its heading: 6, Department of Insurance  
Article and its heading: 16, Credit for Reinsurance  
Section numbers: R20-6-1601 and R20-6-1604
2. The subject matter of the proposed rule:  
These rules are necessary to change references to publications that have been superseded by more current publications. The current references in the rules to the 1992 Annual Statement Instructions and Accounting Practices and Procedures and the Uniform Customs and Practice for Documentary Credits of the International Chamber of Commerce (Publication 400) will be updated with the 1997 Annual Statement Instructions and Accounting Practices and Procedures and the Uniform Customs and Practice for Documentary Credits of the International Chamber of Commerce (Publication 500).
3. A citation to all published notices relating to the proceeding:  
None.
4. The name and address of agency personnel with whom persons may communicate regarding the rule:  
Name: Greg Harris  
Address: Department of Insurance  
2910 North 44th Street, Suite 210  
Phoenix, Arizona 85018  
  
Telephone: (602) 912-8456  
Fax: (602) 912-8452
5. The time during which the agency will accept written comments and the time and place where oral comments may be made:  
Written comments will be accepted during regular business hours until the close of record (which has not yet been determined). The Department has not scheduled an oral proceeding at this time. The time table for the submission of written comments and for the convening of any necessary oral proceedings will be published with the Department's Notice of Proposed Rulemaking to be filed with the Secretary of State and published in the *Arizona Administrative Register*.
6. A timetable for agency decisions or other action on the proceeding, if known:  
The Department expects to adopt these rules by September 1998.